

Board of Pharmacy
Initial Statement of Reasons

Subject Matter of Proposed Regulation: Notice to Consumers

Sections Affected: Amend 1707.2

Specific Purpose of the Proposed Changes:

The Board of Pharmacy proposes amending Section 1707.2 of the California Code of Regulations to reflect statutory changes enacted by Assembly Bill 2583 (Chapter 487, Statutes of 2006).

Discussion: Assembly Bill 2583 (Chapter 487, Statutes 2006) amended Sections 733 and 4122 of the Business and Professions Code to require the board to add to the "Notice to Consumers" poster a statement that describes a patient's rights to obtain medication from a pharmacy even if a pharmacist has ethical, moral or religious grounds against dispensing a particular drug, in which case protocols for getting the medication are required.

Section 1707.2 of the California Code of Regulations will be amended to include the additional language now required.

Factual Basis/Rationale

This proposal will make CCR section 1707.2 consistent with the requirements detailed in Business and Professions Code sections 733 and 4122.

Underlying Data

None.

Business Impact

This regulation will not have a significant adverse economic impact on businesses. This initial determination is based on the absence of testimony indicating adverse economic impact regarding these rulemaking proposals at the informational hearing held by the board.

Specific Technologies or Equipment

This regulation does not mandate the use of specific technologies or equipment.

Consideration of Alternatives

No reasonable alternative to the regulation would be either more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed regulation.